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THE CITY OF NEW YORK  
LAW DEPARTMENT

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January 21, 2020

**Via ECF**

Honorable John G. Koeltl  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

ADJOURNED TO WEDSDAY,  
FEBRUARY 25, 2020,  
AT 10:30 AM.

SO ORDERED.

Re: Biehner v. City of N.Y. et al.  
Civil Action No.: 19-CV-09646 (JGK)  
Law Dept. No.: 2019-084168-LE

1/21/20 [Signature] V S O O

Dear Judge Koeltl:

I am the Assistant Corporation Counsel in the Office of James E. Johnson, Corporation Counsel of the City of New York, assigned to represent Defendants City of New York and the Board of Education of the City School District of the City of New York, operating as the New York City Department of Education ("DOE"), collectively "City Defendants" in the above-referenced matter. I write to request that the Initial Conference scheduled for Thursday, January 23, 2020 at 4:30 P.M. be adjourned to a time convenient for the Court in late February or early March.

This request is made because Plaintiff filed two affidavits of service on Friday, January 17, 2020, purporting to have served the Complaint on Defendants Omotayo Cineus and Steve Traversiere. This Office is in the process of determining whether Defendants Cineus and Traversiere were properly served and whether this Office will represent these Defendants. This Office will be unable to make such representation decisions by this Thursday, January 23, 2020. Additionally, City Defendants' time to respond to the Complaint has been extended until February 13, 2020. See ECF No. 11. City Defendants would prefer that this conference be held after they have responded to the Complaint.

This is the first time that a request for an adjournment of a conference has been made in this matter. I have spoken with Plaintiff's counsel, who consents to this adjournment.

I thank the Court for its consideration of this request.

Respectfully submitted,  
/s/  
Alana R. Mildner  
Assistant Corporation Counsel

**CC: By ECF**

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